

# HAFETZ NECHELES & ROCCO

ATTORNEYS AT LAW

---

500 FIFTH AVENUE  
NEW YORK, N.Y. 10110  
TELEPHONE: (212) 997-7595  
TELECOPIER: (212) 997-7646  
E-MAIL: INFO@HNRLAWOFFICES.COM

February 28, 2012

VIA EMAIL AND ECF

Carolyn Pokorny, Esq.  
Roger Burlingame, Esq.  
Todd Kaminsky, Esq.  
United States Attorney's Office  
Eastern District of New York  
271 Cadman Plaza East  
Brooklyn, New York 11201

Re: *United States v. Pedro Espada, Jr., et al., 10-CR-985 (FB)*

Dear Counsel:

Yesterday before court, you proposed that neither defendants nor the government elicit information of the prior indictments and guilty pleas in 2005 by Norma Ortiz, Maria Cruz and other individuals related to the reelection campaign of Pedro Espada, Jr. We write now because we want to make sure that we understand your proposal correctly.

Specifically, we want to know whether you are suggesting that *all* evidence pertaining to the 2005 indictments and guilty pleas be excluded from trial?

HAFETZ NECHELES & ROCCO

Please let us know as soon as possible because of the relevance of this question to Mr. Espada's conflict issues.

Very truly yours,

By: /s/Susan R. Necheles  
Susan R. Necheles  
Hafetz Necheles & Rocco  
500 Fifth Avenue, 29<sup>th</sup> Floor  
New York, NY 10110  
Telephone: (212) 997-7595  
Facsimile: (212) 997-7646  
*Attorney for Pedro Espada Jr.*

/s/ Russell Gioiella  
Russell Gioiella  
Litman Asche & Gioiella  
140 Broadway  
New York, NY 10005  
Telephone: (212) 809-4500  
Facsimile: (646) 607-9643  
*Attorney for Pedro Gautier Espada*